

BOARD OF TRUSTEES
KARL B. SCHULTZ
KENDAL A. TRACY
MARY MAKLEY WOLFF

FISCAL OFFICER
ERIC C. FERRY

ADMINISTRATOR
LARRY FRONK



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COMMUNITY DEVELOPMENT
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SERVICE DEPARTMENT
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MIAMI TOWNSHIP
6101 MEIJER DRIVE • MILFORD, OH 45150-2189

RESOLUTION 2013 - 40

The Board of Trustees of Miami Township, Clermont County, Ohio met in regular session at the Miami Township Civic Building on September 17, 2013 with the following members present: Karl Schultz and Ken Tracy.

MR. TRACY made a motion to adopt the following Resolution:

RESOLUTION PROVIDING FOR THE PROCUREMENT OF A STREET LIGHTING SYSTEM, DISPENSING WITH THE SECOND READING AND DECLARING AN EMERGENCY

WHEREAS, the Board of Trustees ("Board") has determined the need for street lighting system for the Lighting District known as **The Woods at Miami Trails, Section 11, Block C**; and

WHEREAS, the Board of Trustees has prepared plans and specifications for the needed street lights, has properly requested bids/proposals for the electric and maintenance of such equipment; and

WHEREAS, the Board of Trustees has received a bid/proposal from the Duke Energy and has determined that such bid/proposal should be accepted.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Miami Township, Clermont County, Ohio by authority of Chapter 504 and Chapter 515 of the Ohio Revised Code, as follows:

SECTION 1: That the public welfare and safety requires that a street lighting system be established according to the following specifications: Three (3) High Pressure Sodium Vapor Gas Light Replica street lights on black aluminum poles and necessary electrical circuitry.

SECTION 2: That the purchase of the electrical energy for said system shall be in accordance with the terms and conditions of the Duke Energy street lighting service tariff, P.U.C.O. No. 17, sheet No. 60.4, or any amendments or revisions thereof.

SECTION 3: That the property in the subdivision will be specially benefited by this lighting district. Accordingly, the costs of the improvement shall be assessed in an equal amount against each benefited lot to be determined by dividing the total cost per semiannual installment by the number of benefited lots. The estimated cost per assessed lot is \$36.45 annually.

SECTION 4: That this Resolution is hereby declared to be an emergency measure pursuant to Section 504.11 of the Ohio Revised Code, necessary for the immediate preservation of the public peace, health, safety, or welfare of Miami Township, in order to provide an artificial lighting system for the streets in The Woods at Miami Trails, Section 11, Block C..

SECTION 5: The Board does hereby dispense with the requirement that this Resolution be read on two separate days, pursuant to Section 504.10 of the Ohio Revised Code, and authorizes the adoption of this Resolution upon its first reading.

SECTION 6: That this Board hereby finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of its Committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 7: This Resolution shall take effect at the earliest period allowed by law.


First Reading:	<u>September 17, 2013</u>
Second Reading:	<u>Dispensed with</u>
Effective:	<u>October 17, 2013</u>

MR. SCHULTZ seconded the motion to adopt the Resolution. On the roll call being called the vote resulted as follows:

Mr. Schultz	<u>AYE</u>
Mr. Tracy	<u>AYE</u>

Resolution 2013-40 adopted September 17, 2013.

ATTEST:


Eric C. Ferry, Fiscal Officer


APPROVED AS TO FORM:



Joseph L. Braun,
Township Law Director

CERTIFICATION OF FUNDS

I hereby certify that at the time of making of this certification the amount required to meet the obligations set forth in this Resolution has been lawfully appropriated for such purpose and is in the treasury or in the process of collection to the credit of an appropriate fund free from any previous encumbrance.




Eric C. Ferry
Fiscal Officer, Miami Township

Resolution 2013-40 adopted September 17, 2013

CERTIFICATION

I Eric C. Ferry, Fiscal Officer of Miami Township, do hereby certify that the foregoing is taken and copied from the record of the Proceedings of Miami Township; that the same has been compared by me with the Resolution of said Record and that it is a true and correct copy thereof.


Eric C. Ferry
Fiscal Officer, Miami Township